

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: By **CHAIRMAN CHASE HIBBARD**, on January 28, 1999 at 8:00 A.M., in Room 437 Capitol.

ROLL CALL

Members Present:

Rep. Chase Hibbard, Chairman (R)
Rep. Kim Gillan, Vice Chairman (D)
Rep. Gary Beck (D)
Rep. Rick Dale (R)
Rep. Bob Davies (R)
Rep. Ron Erickson (D)
Rep. Daniel Fuchs (R)
Rep. Mary Anne Guggenheim (D)
Rep. Marian Hanson (R)
Rep. Hal Harper (D)
Rep. Dan Harrington (D)
Rep. John L. Holden (R)
Rep. Verdell Jackson (R)
Rep. Scott J. Orr (R)
Rep. Bob Raney (D)
Rep. Bill Rehbein (R)
Rep. Sam Rose (R)
Rep. Trudi Schmidt (D)
Rep. Roger Somerville (R)

Members Excused: Rep. Bob Story, Vice Chairman (R)

Members Absent: None.

Staff Present: Donna Grace, Committee Secretary
Jeff Martin, Legislative Branch

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted:

SB 109, 1/21/1999

SB 106, 1/21/1999

HB 318, 1/21/1999

Executive Action:

SB 106, Concur

SB 53, Concur

SB 88, Concur as Amended

HB 132, Do Pass

HB 248, Do Pass as Amended

SB 84 - Concur

HEARING ON SB 109

Opening Statement by Sponsor:

Sen. Alvin Ellis, Senate District 12 **EXHIBIT**(tah22a01)

{Tape : 1; Side : A; Approx. Time Counter : 1.2}

Proponents' Testimony:

Gene Walborn, Department of Revenue

{Tape : 1; Side : A; Approx. Time Counter : 4.4}

Opponents' Testimony:

Barbara Ranf, U. S. West **EXHIBIT**(tah22a02)

{Tape : 1; Side : A; Approx. Time Counter : 6.8}

Questions from Committee Members and Responses:

{Tape : 1; Side : A; Approx. Time Counter : 8.3}

Closing by Sponsor:

{Tape : 1; Side : A; Approx. Time Counter : 12.4}

HEARING ON SB 106

Sponsor:

Opening Statement by Sponsor: Sen. E. K. "Pete" Ekegren, Senate District 44

{Tape : 1; Side : A; Approx. Time Counter : 14.2}

Proponents' Testimony:

Gene Walborn, Department of Revenue

{Tape : 1; Side : A; Approx. Time Counter : 15.6}

Opponents' Testimony:

None.

Questions from Committee Members and Responses:

{Tape : 1; Side : A; Approx. Time Counter : 19.1}

Closing by Sponsor:

{Tape : 1; Side : A; Approx. Time Counter : 20.9}

EXECUTIVE ACTION ON SB 106

Motion/Vote:

Rep. Raney MOVED SB 106 BE CONCURRED IN. On a voice vote, the MOTION PASSED unanimously, 20 - 0.

{Tape : 1; Side : A; Approx. Time Counter : 21.5}

EXECUTIVE ACTION ON SB 53

Motion:

Rep. Holden MOVED SB 53 BE CONCURRED IN.

{Tape : 1; Side : A; Approx. Time Counter : 26.9}

Discussion:

EXHIBIT (tah22a03)

{Tape : 1; Side : A; Approx. Time Counter : 27.5; Comment: Tape 1, Side 2 is blank}

Vote:

On a voice vote, the **MOTION PASSED**, 20 - 0.
{Tape : 2; Side : A; Approx. Time Counter : 1.4}

EXECUTIVE ACTION ON SB 88

Motion:

Rep. Orr MOVED TO CONCUR IN SB 88.
{Tape : 2; Side : A; Approx. Time Counter : 3}

Motion:

Rep. Harper MOVED to adopt amendments. **EXHIBIT**(tah22a04)
{Tape : 2; Side : A; Approx. Time Counter : 3.5}

Discussion:

{Tape : 2; Side : A; Approx. Time Counter : 4.1}

Vote:

On a voice vote, the **MOTION PASSED**, unanimously, 20 - 0.
{Tape : 2; Side : A; Approx. Time Counter : 6}

Motion/Vote:

Rep. Orr MOVED TO CONCUR AS AMENDED. On a voice vote, the **MOTION PASSED** unanimously, 20 - 0.
{Tape : 2; Side : A; Approx. Time Counter : 6.6}

EXECUTIVE ACTION ON HB 248

Motion:

Rep. Harrington MOVED HB 248 DO PASS.
{Tape : 2; Side : A; Approx. Time Counter : 11.5}

Discussion:

{Tape : 2; Side : A; Approx. Time Counter : 9.4}

Motion/Vote:

Rep. Harrington MOVED AMENDMENT 24801 DO PASS. **EXHIBIT**(tah22a05)

On a voice vote, the MOTION PASSED unanimously, 20 - 0.

{Tape : 2; Side : A; Approx. Time Counter : 12.3}

Motion:

Rep. Harrington MOVED HB 248 DO PASS AS AMENDED.

{Tape : 2; Side : A; Approx. Time Counter : 12.5}

Discussion:

{Tape : 2; Side : A; Approx. Time Counter : 13}

Vote:

The MOTION PASSED, 19 - 1. Story, Orr, Schmidt, Holden, Rose, Guggenheim, Jackson, Harrington, Dale, Somerville, Rehbein, Beck, Davies, Fuchs, Harper, Hanson, Raney, Gillan and Hibbard voting yes; Erickson voting no.

{Tape : 2; Side : B; Approx. Time Counter : 5.2}

EXECUTIVE ACTION ON HB 132

Motion:

Rep. Orr MOVED HB 132 DO PASS.

{Tape : 2; Side : B; Approx. Time Counter : 7}

Motion:

Rep. Hanson MOVED to adopt the proposed amendments to HB 132.

EXHIBIT(tah22a06) **EXHIBIT**(tah22a07)

{Tape : 2; Side : B; Approx. Time Counter : 8.5}

Discussion:

{Tape : 2; Side : B; Approx. Time Counter : 9.3}

Vote:

The MOTION FAILED, 11 - 8. Schmidt, Rose, Guggenheim, Harrington, Dale, Somerville, Erickson, Beck, Harper, Raney and

Gillan voting no; Story, Orr, Holden, Rehbein, Davies, Fuchs, Hanson and Hibbard voting yes.

{Tape : 2; Side : B; Approx. Time Counter : 22.8}

Motion/Vote:

Rep. Orr MOVED an amendment which would expand the penalty provisions under the property tax. On a voice vote, the MOTION FAILED, 17 - 3. Rehbein, Holden and Orr voting no.

{Tape : 2; Side : B; Approx. Time Counter : 28.3}

Vote on Original Motion:

On a voice vote, the MOTION PASSED, 15 - 5. Orr, Holden, Rehbein, Davies and Fuchs voting no.

{Tape : 3; Side : A; Approx. Time Counter : 0.7}

EXECUTIVE ACTION ON SB 84

Motion:

Rep. Harper MOVED DO CONCUR ON SB 84.

{Tape : 3; Side : A; Approx. Time Counter : 3.1}

Discussion:

{Tape : 3; Side : A; Approx. Time Counter : 5.2}

Vote:

On a voice vote, the MOTION PASSED, 19 - 1. Rep. Orr voting no.

{Tape : 3; Side : A; Approx. Time Counter : 5.3}

EXECUTIVE ACTION ON HB 152

Motion:

Rep. Holden MOVED DO PASS.

{Tape : 3; Side : A; Approx. Time Counter : 6.4}

Motion:

Rep. Gillan MOVED an amendment to HB 152. **EXHIBIT**(tah22a08)

{Tape : 3; Side : A; Approx. Time Counter : 6.4}

Discussion:

Action on HB 152 was postponed.

{Tape : 3; Side : A; Approx. Time Counter : 26.7}

HEARING ON HB 318

Opening Statement by Sponsor:

Rep. Allen Walters, House District 60 **EXHIBIT**(tah22a09)

EXHIBIT(tah22a10)

{Tape : 3; Side : B; Approx. Time Counter : 2.6}

Proponents' Testimony:

Joe Balyeat, Montanans for Better Government **EXHIBIT**(tah22a11)

{Tape : 3; Side : B; Approx. Time Counter : 8.1}

Sharon Hoff-Brodowy, Montana Catholic Conference.

EXHIBIT(tah22a12)

{Tape : 3; Side : B; Approx. Time Counter : 19}

Allan Bloom **EXHIBIT**(tah22a13)

{Tape : 3; Side : B; Approx. Time Counter : 21.3}

Vi Meade, Great Falls **EXHIBIT**(tah22a14)

{Tape : 3; Side : B; Approx. Time Counter : 28.5}

Bobbie Rossignol, Parent, Lolo **EXHIBIT**(tah22a15)

{Tape : 4; Side : A; Approx. Time Counter : 0.8}

Dan Flint, Student, Westside Christian Academy

{Tape : 4; Side : A; Approx. Time Counter : 1.7}

Amy Orser, Mother, Helena **EXHIBIT**(tah22a16)

{Tape : 4; Side : A; Approx. Time Counter : 2.9}

McKinley Gunter, Westside Christian Academy **EXHIBIT**(tah22a17)

{Tape : 4; Side : A; Approx. Time Counter : 4.0}

Bill Koenig, Trinity Lutheran School, Kalispell

{Tape : 4; Side : A; Approx. Time Counter : 6.3}

Robin Jackson, President, Internet Service

{Tape : 4; Side : A; Approx. Time Counter : 9}

Paul Stark, Supervisor, Westside Christian Academy

{Tape : 4; Side : A; Approx. Time Counter : 11.6}

Laurie Koutnick, Christian Coalition of Montana.

EXHIBIT(tah22a18)

{Tape : 4; Side : A; Approx. Time Counter : 12.5}

Tim Teterud, Foothills Christian School, Great Falls

EXHIBIT(tah22a19)

{Tape : 4; Side : A; Approx. Time Counter : 21.2}

Representative, West Side Christian Academy **EXHIBIT**(tah22a20)

{Tape : 4; Side : A; Approx. Time Counter : 21.2}

Dave Hobus, Trinity Lutheran School

{Tape : 4; Side : A; Approx. Time Counter : 23.6}

Ron Nelson, Attorney speaking on behalf of Foothills Community
Christian School **EXHIBIT**(tah22a21)

{Tape : 4; Side : A; Approx. Time Counter : 23.6}

Matt Schvaneveldt, Foothills Community Christian School

{Tape : 4; Side : A; Approx. Time Counter : 24.3}

Paul J. Stark, Westside Christian Academy

{Tape : 4; Side : A; Approx. Time Counter : 24.4}

Inez Howeth, Helena

Greg Yager, Kalispell

Rep. Darrell Adams, House District 84

Ray Fuller, Kalispell

Twenty-four students from West Side Christian Academy, Helena

Opponents' Testimony:

Lance Melton, Attorney, Montana School Board Association

EXHIBIT(tah22a22) **EXHIBIT**(tah22a23)

{Tape : 4; Side : A; Approx. Time Counter : 26.5}

Scott Crichton, American Civil Liberties Union **EXHIBIT**(tah22a24)

{Tape : 4; Side : A; Approx. Time Counter : 30}

Madalyn Quinlan, Office of Public Instruction

{Tape : 4; Side : B; Approx. Time Counter : 3.5}

Donald F. Jones, Attorney and Parent **EXHIBIT**(tah22a25)
{Tape : 4; Side : B; Approx. Time Counter : 8.1}

Everett Lynn, Helena Retired Persons **EXHIBIT**(tah22a26)
{Tape : 4; Side : B; Approx. Time Counter : 13.7}

Lisa Cordingly, Helenans CARE
{Tape : 4; Side : B; Approx. Time Counter : 24.2}

Eric Feaver, MEA/MFT
{Tape : 4; Side : B; Approx. Time Counter : 25.6}

Linda Brannon, MASBO and IISM
{Tape : 5; Side : A; Approx. Time Counter : 3.2}

Loren Frazier, School Administrators of Montana
{Tape : 5; Side : A; Approx. Time Counter : 4.3}

Don Waldron, Montana Rural Education Association
EXHIBIT(tah22a27)
{Tape : 5; Side : A; Approx. Time Counter : 6}

Wayne Buchanan, Montana Board of Education
{Tape : 5; Side : A; Approx. Time Counter : 6.8}

Lewis Smith, Lewistown **EXHIBIT**(tah22a28)
{Tape : 5; Side : A; Approx. Time Counter : 8.1}

Questions from Committee Members and Responses:

{Tape : 5; Side : A; Approx. Time Counter : 8.7}

Closing by Sponsor:

{Tape : 5; Side : A; Approx. Time Counter : 21.9}

Adjourn.

{Tape : 5; Side : A; Approx. Time Counter : 28.6}

ADJOURNMENT

Adjournment: 12:05 P.M.

REP. CHASE HIBBARD, Chairman

DONNA GRACE, Secretary

CH/DG

EXHIBIT (tah22aad)